

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

LAWRENCE HARTFORD; DOUGLAS
MITCHELL; BRETT BASS; SPORTING
SYSTEMS VANCOUVER, INC.; SECOND
AMENDMENT FOUNDATION, INC.; and
FIREARMS POLICY COALITION, INC,

Plaintiffs,

v.

BOB FERGUSON, in his official capacity as
Washington State Attorney General; et al.

Defendant(s).

NO. 3:23-cv-05364

**REPLY IN SUPPORT OF
DEFENDANTS ZEMPEL AND
MYERS' MOTION TO
DISMISS 42 U.S.C. §1983 &
§1988 CLAIMS AND
DAMAGES**

**NOTE ON MOTION
CALENDAR: July 14, 2023**

As acknowledged by Plaintiffs' Opposition to Kittitas County's Motion to Dismiss (Dkt. No. 62), Kittitas County's Motion to Dismiss should be granted given the reasoning of this Court's Order granting Kitsap and Snohomish Counties' Motions to Dismiss (Dkt. No. 60).

As such, no further substantive argument is necessary in this Reply. Kittitas County Defendants Zempel and Myers respectfully request this Court dismiss Plaintiffs' claims for relief under 42 U.S.C. §1983 & §1988.

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1 I certify that this memorandum contains 72 words, in compliance with Local Civil
Rules.

2 DATED this 29th day of June, 2023.

3 GREGORY L. ZEMPEL

4
5 */s/ Christopher Horner*

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9 *Counsel for Defendants Greg Zempel and*
10 *Clay Myers*

CERTIFICATE OF SERVICE

The undersigned certifies as follows:

1. I am an employee of the Civil Division of the Kittitas County Prosecuting Attorney.
2. On June 29th, 2023, at Ellensburg, WA, I sent, via the Clerk of the Court using the CM/ECF system, a true and correct copy of foregoing document:

**• KITTITAS COUNTY DEFENDANTS ZEMPEL AND MYERS
REPLY IN SUPPORT OF MOTION TO DISMISS,**

To the following individuals at the specified addresses via CM/ECF,

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6 I CERTIFY under penalty of perjury under the laws of the State of Washington that the
7 foregoing is true and correct.

8 Dated: June 29th 2023, at Ellensburg, Washington.

9 
10 _____
11 Christine Rice
12 Legal Assistant
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